



# BOARD OF SUPERVISORS

## CITY AND COUNTY OF SAN FRANCISCO

### AGENDA

City Hall, Legislative Chamber, Room 250  
City Hall, 1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tuesday, August 4, 2009 - 2:00 PM

#### Regular Meeting

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DAVID CHIU, PRESIDENT

MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY,  
BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at [www.sfgov.org/bos](http://www.sfgov.org/bos)

#### BOARD COMMITTEES

##### Committee Membership

**Budget and Finance Committee**  
Supervisor Avalos, Mirkarimi, Chu

**City and School District Select Committee**  
Supervisors Elsbernd, Dufty, Avalos, Commissioners Maufas, Mendoza, Kim

**City Operations and Neighborhood Services Committee**  
Supervisors Dufty, Daly, Elsbernd

**Government Audit and Oversight Committee**  
Supervisors Mirkarimi, Mar, Maxwell

**Land Use and Economic Development Committee**  
Supervisors Maxwell, Mar, Chiu

**Public Safety Committee**  
Supervisors Chiu, Mirkarimi, Alioto-Pier

**Rules Committee**  
Supervisors Campos, Daly, Alioto-Pier

##### Meeting Days

Wednesday  
11:00 AM

1st and 3rd Thursday  
3:30 PM

2nd and 4th Monday  
10:30 AM

2nd and 4th Thursday  
1:00 PM

Monday  
1:00 PM

1st and 3rd Monday  
11:00 AM

1st and 3rd Thursday  
10:00 AM

## Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board has several standing Committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience at a Committee meeting to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) signs to be brought into the meeting or displayed in the room; 4) standing in the meeting room.

Citizens are encouraged to testify at Committee meetings and to write letters to the Clerk of a Committee or to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

**USING LAPTOP COMPUTERS FOR PRESENTATIONS:** Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting.

Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

**THE AGENDA PACKET IS AVAILABLE FOR REVIEW AT CITY HALL, ROOM 244, RECEPTION DESK.** Agendas are available on the internet at [www.sfgov.org/site/bos\\_meetings](http://www.sfgov.org/site/bos_meetings) Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

**AVISO EN ESPAÑOL:** La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

**翻譯 必須在會議前最少四十八小時提出要求  
請電 (415) 554-7719**

## Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, N and T (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

### **Know Your Rights Under The Sunshine Ordinance**

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. The Sunshine Ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102 by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at [sotf@sfgov.org](mailto:sotf@sfgov.org)  
Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfgov.org/sunshine>

### **Lobbyist Registration and Reporting Requirements**

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site [www.sfgov.org/ethics](http://www.sfgov.org/ethics)

## **ROLL CALL AND PLEDGE OF ALLEGIANCE**

## **APPROVAL OF MEETING MINUTES**

*Approval of the July 7, 2009, Board Meeting Minutes.*

## **AGENDA CHANGES**

## **COMMUNICATIONS**

*Note: Each item on the Consent or Regular agenda may include the following documents:*

- 1) Legislation*
- 2) Budget Analyst report*
- 3) Legislative Analyst report*
- 4) Department or Agency cover letter and/or report*
- 5) Public correspondence*

*These items will be available for review at City Hall, Room 244, Reception Desk.*

## **CONSENT AGENDA**

*All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.*

### **Items 1 through 3**

## **Recommendations of the Budget and Finance Committee**

*Present: Supervisors Avalos, Mirkarimi, Chu, Campos, Duffy*

1. [090820](#) **[Public Employment and Accept-Expend Federal Grant - Amendment to the Annual Salary Ordinance, FY 2009-2010 - Human Services Agency - \$26,505,777]**

**Sponsor(s): Mayor**

Ordinance amending the FY 2009-2010 Annual Salary Ordinance (Companion File No. 090778) to reflect the addition of temporary and permanent salaries of \$7,737,578 and authorizing the Human Services Agency to accept and expend a grant in the amount of \$26,505,777 from the United States Department of Health and Human Services, TANF Emergency Contingency Fund, as part of the American Recovery and Reinvestment Act of 2009, to sponsor the Mayor's Jobs NOW Program.  
(Fiscal Impact.)

07/28/2009; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

2. [090886](#) **[Water Revenue Bond Issuance - \$1,310,307,119]**  
**Sponsor(s): Avalos**

Ordinance approving the issuance and sale of water revenue bonds by the San Francisco Public Utilities Commission to finance various projects under the Water System Improvement Program pursuant to amendments to the Charter of the City and County of San Francisco enacted by the voters on November 5, 2002, as Proposition E; and ratifying previous actions taken in connection therewith.  
(Fiscal Impact.)

07/28/2009; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

## Recommendation of the Land Use and Economic Development Committee

*Present: Supervisors Maxwell, Mar, Chiu*

3. [090829](#) **[Trinity Plaza Development Agreement Amendment; Property at 1167 Market Street, 670-693 Stevenson Street, and 1164 Mission Street]**

Ordinance amending a development agreement between the City and County of San Francisco and 1169 Market Street, L.P., for certain real property located at 1167 Market Street (Assessor's Block 3702/Lot 053), 670 Stevenson Street (Assessor's Block 3702/Lot 051), 693 Stevenson Street (Assessor's Block 3702/Lot 052), 1164 Mission Street (Assessor's Block 3702/Lot 039), and a portion of former Jessie Street between 7th and 8th Streets, altogether consisting of approximately 177,295 square feet (4.07 acres) and commonly known as Trinity Plaza, entered into on June 15, 2007, pursuant to Ordinance No. 92-07 adopted by the Board of Supervisors on April 17, 2007 (File No. 061217), to add 5 years to the term, to permit the construction of the entirety of a parking garage, to amend the definition of Existing Tenants, to identify the BMR Units for Building A, to modify the location and selection process for the Replacement Units, and to permit a Project-wide art component for the Project; and adopting environmental, General Plan and Planning Code Section 101.1(b) findings. (Planning Department)

07/28/2009; PASSED ON FIRST READING.

**Question: Shall this Ordinance be FINALLY PASSED?**

## Severed from the Consent Agenda



## REGULAR AGENDA

### UNFINISHED BUSINESS

#### Recommendation of the Government Audit and Oversight Committee

*Present: Supervisors Mar, Maxwell*

4. [090740](#) **[Resolution urging Attorney General Jerry Brown to reject evidence gained through the use of torture]**  
**Sponsor(s): Mar, Maxwell, Mirkarimi and Daly**  
Resolution urging Attorney General Jerry Brown to reject evidence gained through the use of torture and to drop the charges against the "San Francisco 8" defendants.  
06/16/2009; CONTINUED. Continued to July 7, 2009.  
07/07/2009; TABLED.  
07/07/2009; CONTINUED. Continued to August 4, 2009.  
**Question: Shall this Resolution be ADOPTED?**

### NEW BUSINESS

#### Recommendation of the Land Use and Economic Development Committee

*Present: Supervisors Maxwell, Mar, Chiu*

5. [090555](#) **[Amendments to the Police Code by adding Section 1.1 designating Clipper Cove as a Special Use Area]**  
**Sponsor(s): Daly**  
Ordinance amending the San Francisco Police Code by adding Section 1.1 designating Clipper Cove as a Special Use Area, making it a misdemeanor to moor or anchor a vessel in Clipper Cove without a valid permit issued by the Treasure Island Development Authority ("TIDA"), or its designee, and allowing TIDA to remove and store vessels moored in violation of this Ordinance.  
**Question: Shall this Ordinance be FINALLY PASSED?**

### SPECIAL ORDER 3:30 P.M - Recognition of Commendations

### Privilege of the Floor

**SPECIAL ORDER 4:00 P.M.**

*APPEAL PROCEDURES*

*Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:*

- 1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
- 2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
- 3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
- 4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
- 5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

**6. 090772 [Public Hearing - Appeal of Final Environmental Impact Report for 2901 California Street/1831-1835 Broderick Street-Drew School Addition]**

Hearing of persons interested in or objecting to the Planning Commission's May 14, 2009, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0128E, through its Motion No. 17879, for a proposed Drew School Addition project located at 2901 California Street/1831-1835 Broderick Street, Assessor's Block No. 1029, Lots 003 and 095. (Appellant: Stephen M. Williams on behalf of the Pacific Heights Residents Association and the Western Addition Neighborhood Association) (Filed 6/3/09; Companion Measure to 090773, 090774, 090775; District 2.)

06/30/2009; CONTINUED. Continued to August 4, 2009

**Action:** \_\_\_\_\_

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*



**(Only one of the following two motions should be approved.)**

- 7.     [090773](#)     **[Affirming the certification of the 2901 California Street/1831-1835 Broderick Street (Drew School Addition) FEIR]**  
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the 2901 California Street/1831-1835 Broderick Street-Drew School Addition Project.  
06/30/2009; CONTINUED. Continued to August 4, 2009  
  
**Question: Shall this Motion be APPROVED?**
  
- 8.     [090774](#)     **[Reversing the certification of 2901 California Street.1831-1835 Broderick Street (Drew School Addition) FEIR]**  
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for 2901 California Street/1831-1835 Broderick Street-Drew School Addition Project.  
06/30/2009; CONTINUED. Continued to August 4, 2009  
  
**Question: Shall this Motion be APPROVED?**
  
- 9.     [090775](#)     **[Preparation of findings to reverse certification of 2901 California Street/1831-1835 Broderick Street (Drew School Addition) FEIR]**  
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 2901 California Street/1831-1835 Broderick Street-Drew School Addition FEIR.  
06/30/2009; CONTINUED. Continued to August 4, 2009  
  
**Question: Shall this Motion be APPROVED?**

**SPECIAL ORDER 4:00 P.M.**

**10. 090812 [Public Hearing - Conditional Use Appeal for 2901 California Street/1831-1835 Broderick Street - Drew School Addition Project]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 17880 dated May 14, 2009, relating to the approval, subject to certain conditions, of a conditional use authorization (Case No. 2007.0128CV), under Planning Code Sections 209.3, 303, and 317 to allow an existing private secondary school (the Drew School), to expand its facility and enrollment cap, and to demolish an existing 3-unit building within an RM-1 (Residential, Mixed, Low Density) District and a 40-X Height and Bulk District, on property located at 2901 California Street/1831-1835 Broderick Street, Lot Nos. 003 and 095 in Assessor's Block 1029. (Appellant: Stephen M. Williams on behalf of the Pacific Heights Residents Association and the Western Addition Neighborhood Association) (Filed 6/15/09; Companion measure to Files 090813, 090814, 090815; District 2.)

07/14/2009; CONTINUED. The President inquired as to whether any member of the public wished to address the Board members on the continuance. Steve Williams (Appellant) spoke indicating no objection to the continuance. There were no other speakers. The President declared the public comment closed on the continuance.

Continued to August 4, 2009.

**Action:** \_\_\_\_\_

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the conditional use application decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

**(Only one of the following two motions should be approved.)**

**11. 090813 [Approving Planning Commission decision related to Conditional Use Appeal for 2901 California Street/1831-1835 Broderick Street - Drew School Addition Project]**

Motion approving decision of the Planning Commission by its Motion No. 17880, approving Conditional Use Application 2007.0128CV on property located at 2901 California Street/1831-1835 Broderick Street – Drew School Addition Project, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

07/14/2009; CONTINUED. Continued to August 4, 2009.

**Question: Shall this Motion be APPROVED?**

**12. 090814 [Disapproving Planning Commission decision related to Conditional Use Appeal for 2901 California Street/1831-1835 Broderick Street - Drew School Addition Project]**

Motion disapproving decision of the Planning Commission by its Motion No. 17880, approving Conditional Use Application 2007.0128CV on property located at 2901 California Street/1831-1835 Broderick Street - Drew School Addition Project. (Clerk of the Board)

07/14/2009; CONTINUED. Continued to August 4, 2009.

**Question: Shall this Motion be APPROVED?**

13. [090815](#) **[Preparation of findings related to the Conditional Use Appeal for 2901 California Street/1831-1835 Broderick Street - Drew School Addition Project]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2007.0128CV on property located at 2901 California Street/1831-1835 Broderick Street - Drew School Addition Project, for action by the Board at its next meeting. (Clerk of the Board)

07/14/2009; CONTINUED. Continued to August 4, 2009.

**Question: Shall this Motion be APPROVED?**

**SPECIAL ORDER 4:00 P.M.****14. [090871](#) [Public Hearing - Appeal of Mitigated Negative Declaration - 1960-1998 Market Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion 17865, adopted April 16, 2009, affirming the decision of the Planning Department to issue a Mitigated Negative Declaration (Planning Case No. 2006.1431E) for the proposed development at 1960-1998 Market Street. The proposed project would demolish a service station and develop a mixed use building with up to 115 residential units over ground-floor commercial space and a partially subterranean garage with 69 parking spaces, located in the Market & Octavia Plan area, Assessors Block 0872, Lots 005-007. (Appellant: Tanya Gulesserian on behalf of the San Francisco Building and Construction Trades Council)  
(Filed July 6, 2009; Companion Meausse to 090872, 090873, 090874; District 5.)

**Action:** \_\_\_\_\_

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the final mitigated negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

**(Only one of the following two motions should be approved.)****15. [090872](#) [Affirming adoption of the mitigated negative declaration for 1960-1998 Market Street]**

Motion affirming Planning Commission adoption of the final mitigated negative declaration for 1960-1998 Market Street. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

**16. [090873](#) [Reversing adoption of the mitigated negative declaration for 1960-1998 Market Street]**

Motion reversing the Planning Commission adoption of the final mitigated negative declaration for 1960-1998 Market Street. (Clerk of the Board)

**Question: Shall this Motion be APPROVED?**

**17. [090874](#) [Preparation of findings to reverse adoption of the mitigated negative declaration for 1960-1998 Market Street]**

Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for 1960-1998 Market Street.

**Question: Shall this Motion be APPROVED?**

**SPECIAL ORDER 4:00 P.M.**

18. [090912](#) **[Public Hearing - Appeal of Final Environmental Impact Report - San Francisco Bicycle Transportation Plan]**  
Hearing of persons interested in or objecting to the Planning Commission's June 25, 2009, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0347E, through its Motion No. 17912, for the proposed update to the 2009 San Francisco Bicycle Transportation Plan, which includes minor, long-term, and near-term improvements for the bicycle route network, and amendments to the General Plan and Planning Code to reflect said Bicycle Plan. (Appellants: Catherine Liddell, representing South Beach-Rincon-Mission Bay-Neighborhood Association and Mary Miles representing Coalition for Adequate Review.)  
(Filed 07/15/09; Companion measure to Files 090913, 090914, 090915.)

**Action:** \_\_\_\_\_

*Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.*

**(Only one of the following two motions should be approved.)**

19. [090913](#) **[Affirming certification of the Bicycle Plan Project FEIR]**  
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the 2009 San Francisco Bicycle Plan Project.  
**Question: Shall this Motion be APPROVED?**
20. [090914](#) **[Reversing certification of the Bicycle Plan Project FEIR]**  
Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 2009 San Francisco Bicycle Plan Project.  
**Question: Shall this Motion be APPROVED?**
21. [090915](#) **[Preparation of findings to reverse certification of the Bicycle Plan Project FEIR]**  
Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 2009 Bicycle Plan Project FEIR.  
**Question: Shall this Motion be APPROVED?**

## Board of Supervisors Sitting as a Committee of the Whole

### Called from the Land Use and Economic Development Committee

22. [090867](#) **[Zoning - Planning Code amendments in connection with the 2009 Bicycle Plan]**

Ordinance amending the San Francisco Planning Code by amending Sections 155, 155.1, 155.4, and 155.5 in connection with the 2009 Bicycle Plan; and making various findings, including environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1. (Planning Department)

**Question: Shall this Ordinance be FINALLY PASSED?**

23. [090868](#) **[Bicycle Plan adoption and related General Plan amendments]**

Ordinance adopting the 2009 San Francisco Bicycle Transportation Plan; rescinding Ordinance No. 0109-05 in its entirety; amending the San Francisco General Plan in connection with the San Francisco Bicycle Plan; adopting environmental findings and findings that the General Plan amendment is consistent with the General Plan and eight priority policies of Planning Code Section 101.1; and authorizing official acts in connection thereto. (Planning Department)

**Question: Shall this Ordinance be FINALLY PASSED?**

## ROLL CALL FOR INTRODUCTIONS

*Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.*

## PUBLIC COMMENT

*An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.*

*Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.*

## FOR ADOPTION WITHOUT COMMITTEE REFERENCE

*These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.*

### Items 26 through 29

24. [090966](#) **[Opposing BART surcharge]**  
**Sponsor(s): Chiu, Dufty, Campos, Mirkarimi, Maxwell, Avalos and Mar**  
Resolution opposing BART surcharge on SFO employees.  
  
07/28/2009; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
25. [090967](#) **[Approving the plan to allow a gated \$10 admission charge to the Lovevolution Festival in Civic Center Plaza, pending the approval of the Interdepartmental Staff Committee on Traffic and Transportation]**  
**Sponsor(s): Mirkarimi**  
Resolution approving the plan to allow a gated \$10 admission charge to the Lovevolution Festival in Civic Center Plaza, which is scheduled to take place on Saturday, October 3, 2009, pending the approval of the Interdepartmental Staff Committee on Traffic and Transportation.  
  
07/28/2009; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**

26. [090968](#) **[Supporting President Obama's principles for national health care reform]**  
**Sponsor(s): Mayor, Chiu, Mar, Maxwell, Dufty, Mirkarimi and Alioto-Pier**  
 Resolution supporting President Obama's principles for national health care reform.  
 07/28/2009; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Resolution be ADOPTED?**
27. [090941](#) **[Final Map - 2011 Bayshore Boulevard]**  
 Motion approving Final Map 4976, a 64 Residential Unit Condominium Project, located at 2011 Bayshore Boulevard being a subdivision of Lot 093 in Assessors Block No. 5054A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department) (DPW Order 178,139; District 10.)  
 07/27/2009; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.  
**Question: Shall this Motion be APPROVED?**

## Severed from the For Adoption Without Committee Reference Agenda

### IMPERATIVE AGENDA

*Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).*

*[Serious Injury Finding]*

*Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."*

*[Purely Commendatory Finding]*

*Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.*

*[Brown Act Finding]*

*Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.*

### OFF-AGENDA LEGISLATION



**28. 090982 [Petitions and Communications]**

Petitions and Communications received from July 21, 2009, through July 27, 2009, for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on August 4, 2009.

From Erin Higbee, submitting the draft EIR for Harding Park Recycled Water Project. (1)

From Office of the Controller, submitting the Annual Salary Ordinance for FY 2009-2010. (2)

From Office of the Clerk of the Board, submitting list of sole source contracts received from various city departments entered into during FY 2008-2009. (3)

Office of the City Attorney  
Office of the Controller  
Department of Elections  
Department of Emergency Management  
Fire Department  
Mayor  
Municipal Transportation Agency  
Planning Department  
Public Library  
Office of the Sheriff  
War Memorial and Performing Arts Center

From SF Environment, regarding the Commuter Benefits Ordinance. (4)

From Adult Probation Department, submitting Annual Report for FY 2007-2008. (5)

From concerned citizens, submitting support for preserving the Historic 18-hole Sharp Park Golf Course. 31 letters (6)

From concerned citizens, submitting support for restoring Sharp Park to a natural area. 3 letters (7)

From Office of the Mayor, submitting letter to notify the Budget and Finance Committee of a technical adjustment to the Mayor's June FY 2009-2010 Proposed Budget allowable under Charter Section 9.101. Copy: Budget and Finance Committee (8)

From Department on the Status of Women, submitting the "First Comprehensive Report on Family Violence in San Francisco" dated June 2009. (9)

From Airport, submitting annual report on project expenditures using funds approved from the Supplemental appropriation. Copy: Each Supervisor (10)

From Human Services Agency, submitting the Human Services Card Fund quarterly report. Copy: Budget and Finance Committee (11)

From Professional and Technical Engineers, Local 21, requesting the \$2 million slated for the Budget Analyst office put on reserve pending an outstanding request regarding the resources needed for this work. (12)

From concerned citizens, submitting support for proposed resolution that establishes the Greater Union Square Business Improvement District. File No.090935, Copy: Each Supervisor, 2 letters (13)

From Department of Human Resources, responding to inquiry regarding list of City and County employees by gender, age, race and ethnicity, classification, title and department that have been laid off or have received a layoff notice, transferred to a new department, and released before completing their 90 day probationary period within FY 2008-2009. (14)

From Department of Public Works, regarding status of removing police barricades left from the 2009 Bay to Breakers race at the corner of Hayes and Pierce. (Reference No. 20090714-001) (15)

From Office of Clerk of the Board, submitting Form 700 Statement of Economic Interest for Tanene Allison, member, Sunshine Ordinance Task Force-leaving. (16)

From Ivan Pratt, regarding the Tenderloin Master Gardeners Program. (17)

From Department of Public Health, submitting the quarterly report for AIDS cases reported through June 2009. (18)

From Michael Lyon, regarding the progressive deterioration of the Health Department as the effects of budget cuts continue to mount. Copy: Each Supervisor (19)

From Elizabeth Riegler, requesting the dismissal of her parking citation. (20)

From Signa Houghteling, thanking the Board for recognizing Joseph Houghtelings' many years of public service. (21)

From Daniel Baker, submitting notice of application filed with the California Public Utilities Commission, seeking to extend its passenger stage corporation certificate to perform an on-call door-to-door service 24/7. (22)

From Antonio, submitting letter entitled "high paid MUNI managers put public safety under the bus" dated July 21, 2009. (23)

From Clerk of the Board, submitting list of all sole source contracts entered into during FY 2008-2009. (24)

## ADJOURNMENT